

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MONTANA
HELENA DIVISION

GEORGE DOUGLAS
LIMBERHAND,

Plaintiff,

vs.

CITY OF BILLINGS POLICE
DEPARTMENT, OFFICER BECKER,
OFFICER BICKFORD, OFFICER
MCKNIGHT, and OFFICER
PUCKETT,

Defendants.

CV 20-00099-BLG-BMM-KLD

ORDER ADOPTING FINDINGS
AND RECOMMENDATIONS

United States Magistrate Judge Kathleen L. DeSoto entered her Findings and Recommendations in this case on December 8, 2021. (Doc. 56.) Judge DeSoto recommended that the Court GRANT Defendant City of Billings Police Department's and Defendants Becker, Bickford, McKnight, and Puckett's motions for summary judgment; that the Clerk of Court should be directed to close this matter and enter judgment pursuant to Rule 58 of the Federal Rules of Civil Procedure; and that the Clerk of Court should be directed to have the docket reflect that the Court certifies pursuant to Rule 24(a)(3)(A) of the Federal Rules of Appellate Procedure that any appeal of this decision would not be taken in good faith. (*Id.* at 23.)

No party has filed an objection to the Findings and Recommendations. The Court has reviewed Judge DeSoto's Findings and Recommendations for clear error. *McDonnell Douglas Corp. v. Commodore Bus. Mach., Inc.*, 656 F.2d 1309, 1313 (9th Cir. 1981). The Court finds no error in Judge DeSoto's Findings and Recommendations and adopts them in full.

IT IS ORDERED that Judge DeSoto's Findings and Recommendations (Doc. 56) are **ADOPTED IN FULL**.

1. Defendants' motions for summary judgment (Docs. 28 & 31) are **GRANTED**.
2. The Clerk of Court is directed to close this matter and enter judgment pursuant to Rule 58 of the Federal Rules of Civil Procedure.
3. The Clerk of Court is directed to have the docket reflect that the Court certifies pursuant to Rule 24(a)(3)(A) of the Federal Rules of Appellate Procedure that any appeal of this decision would not be taken in good faith.

Dated the 8th day of April, 2022.



Brian Morris, Chief District Judge
United States District Court